

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

FIRST CIRCUIT

CIVIL ACTION NO. 05-11053-NMG

JOSEPH E. DOCKHAM  
PETITIONER

v.

PETITIONER'S MOTION IN RESPONSE TO  
RESPONDENT'S MOTION TO DISMISS WITH  
PREJUDICE PETITIONER'S PETITION FOR  
WRIT OF HABEAS CORPUS

MICHAEL CORSINI  
RESPONDENT

THE PETITIONER, JOSEPH E. DOCKHAM, HEREBY MOVES THE HONORABLE COURT TO DISALLOW RESPONDENT'S CURRENT MOTION TO DISMISS WITH PREJUDICE HIS PETITION FOR WRIT OF HABEAS CORPUS. AS GROUNDS IN SUPPORT OF HIS CURRENT MOTION THE PETITIONER STATES THAT HE IS NOT TIME BARRED PURSUANT TO 28 USC § 2244 (d)(1). PETITIONER FURTHER STATES THAT HE CLEARLY FALLS WITHIN THE PERIMETER OF THE LAW WHEN IT COMES TO THE "EXCEPTION" TO THE RULE AS SET FORTH AND QUOTED IN 28 USC § 2244(d)(2). THE PETITIONER RELIES UPON THE ACCOMPANYING MEMORANDUM OF LAW IN SUPPORT OF HIS CURRENT MOTION.

RESPECTFULLY SUBMITTED,  
*Joseph E. Dockham*  
JOSEPH E. DOCKHAM, Pro-se  
Bay State Correctional Center  
P.O. Box 73  
Norfolk, MA 02056-0073

Dated this 29th day of  
August 2005